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November 22, 2005

Commissioner for Patents
Washington, D.C. 20231

Re: Method of Playing & Paying Gambling Games
Application Control Number 10/045,250
Examiner: Mr. Benjamin Layno, Art Unit #3711

Dear Examiner:

Per conversation today, Applicant is writing to address the priority of this referenced application, which was earlier than a citation used in rejection.

The first paragraph of this application 10/045,250 states, "This application claims priority of Provisional Patent Application Ser. Nr. 60/246,855 having a filing date of 11/09/2000 and being incorporated herein in its entirety by reference." This filing date is more than 10 months earlier than the filing date of the Chilton et al patent US-2003/0060264, which was Sep. 21, 2001 and used as a basis for rejection. Thus, Applicant has anticipated Chilton and respectfully asks to be afforded the benefit of the priority date, which should obviate the claim rejections under 35 USC ~102 (paragraph 2) and 35 USC ~103 (paragraphs 3 and 4) as written in the most recent Office Action Summary mailed on 09/13/2005.

Applicant also requests the opportunity to address other issues in the latest Office Action as follows.

Office Action paragraph 1. The arguments presented with respect to claims 1-15 apply to the same claims subsequently renumbered properly as claims 16-30.

Office Action paragraphs 5 and 6. One skilled in the art would understand the nature of a losing hand. Figure 1 illustrates a losing hand, which is described therein as a pay of 0 for 1. Further, a pay for a losing hand is discussed in the specification on page 7, line 10, of the provisional application as filed on 11/09/2000.

For additional clarity please accept the attached Amendment B and new drawing referenced as FIG. 9 that illustrates a sample payable including a pay for a losing hand.

Finally, please accept the omitted claims 31-35. These were submitted by letter dated Feb. 7, 2005 along with the new claims 16-30, a copy of which is attached for your convenience.

If necessary, Applicant requests Examiner's help with this application under MPEP Section 707.07(j).

Very respectfully,

William Arthur Taylor, Applicant Pro Se

Enc.



In the United States Patent and Trademark Office

Serial Number: 10/045,250
Appn. Filed: NOVEMBER 7, 2001
Applicant(s): William Arthur Taylor
Appn. Title: Method of Playing and Paying Gambling Games
Examiner/GAU: Benjamin Layno

Mailed: November 23, 2005
At: Golden, CO

Amendment B

Commissioner for Patents
Washington, District of Columbia 20231

Sir:

In response to the Office Letter mailed 09/13, 2005, please amend the above application as follows:

SPECIFICATION:

Add to page 8 line 170 the following:

FIG. 9 is a sample payable showing a prize paid
for a losing hand.